

Serial No. 10/821,062

Patent
20040-00013
(Previously 2097-3-23)

REMARKS

In the Office Action of September 27, 2005, the Examiner has divided the claims into two (2) groups: Group I claims 1-5, drawn to an article, and Group II claims 6-11, drawn to a process.

Applicants traverse this requirement. Reconsideration and withdrawal thereof are earnestly requested. Applicants submit that there is not an undue burden placed upon the Examiner to search and consider all of the claims.

The Examiner states that although groups I and II are related as process of making and product made, the inventions are distinct because the product as claimed can be made by a materially different process.

Applicants submit that the inventive anti-reflection film is different from the product made by a materially different process as suggested by the Examiner because the compositions and the method employed in the process of making the inventive anti-reflection film are distinguished from other processes. Therefore, the inventive anti-reflection film produced by the inventive method cannot be the same as the products that are produced by different processes. Accordingly, Group II process claims should be joined with Group I product claims and examined together. At the least, the restriction requirement separating out the process claims should be held in abeyance until allowable subject matter is found in the product claims, and then rejoined and considered at that time, as provided for under *In re Ochiai* and *In re Brouwer*.

Although Applicants disagree with the Examiner, in order to be responsive to the outstanding Restriction Requirement, Applicants provisionally elect to prosecute Group I, claims 1-5, drawn to an article.

Accordingly, early examination on the merits is respectfully requested.

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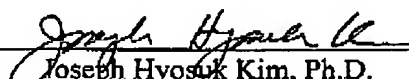
The Commissioner is authorized to charge JHK Law's Deposit Account No. 502486 for any fees required under 37 CFR §§ 1.16 and 1.17 and to credit any overpayment to said Deposit Account No. 502486.

Respectfully submitted,

JHK Law

Dated: October 22, 2005

By: _____


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